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In re application of

Examiner: Michael Brooke
Group Art Unit: 2853

Serial No.: 10/619,968

Filed: July 15, 2003

For: HEATER CHIP
CONFIGURATION FOR AN
INKJET PRINthead AND
PRINTER

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant has reviewed the final Office Action mailed July 29, 2004, and appreciates the Examiner's comments therein.

In this Action, the Examiner rejects claims 1-8, 10-17, and 20 under the judicially created doctrine of “obviousness-type double patenting,” over claims 1-19 in U.S. Patent No. 6,676,246 to Anderson et al. Similarly, claims 9, 18, and 19 are rejected under the same doctrine over claims 1-19 in the ‘246 patent in view of U.S. Patent No. 6,309,052 to Prasad et al.

Since the '246 patent and the present Application are commonly owned by the same Assignee, Applicant submits herewith a "Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent." Applicant hereby authorizes the deduction of the required fee from and/or credit any overpayments to Deposit Account No. 12-1213.

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01/12/14 110-00 DA

In view of the foregoing, Applicant believes that pending claims 1-20 stand in a condition for allowance. If any matter requires further attention, please contact the Applicant's attorney at the telephone number listed below.

Respectfully submitted,

LEXMARK INTERNATIONAL, INC.



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CERTIFICATE OF MAILING

I hereby certify that this correspondence
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addressed to: Mail Stop AF, Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450 on 9/2/04

Date

Paula Kiser